

PATENT APPLICATION
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

Docket No: Q79528

Johann ARNOLD, et al.

Appln. No.: Not Yet Assigned

Confirmation No.: Not Yet Assigned

Group Art Unit: Not Yet Assigned

Filed: March 26, 2004

Examiner: Not Yet Assigned

For: **SYSTEM AND ASSOCIATED METHOD FOR RECEIVING DATA TELEGRAMS IN
COMMUNICATION SYSTEMS HAVING REDUNDANT NETWORK PATHS**

INFORMATION DISCLOSURE STATEMENT
UNDER 37 C.F.R. §§ 1.97 and 1.98

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In accordance with the duty of disclosure under 37 C.F.R. § 1.56, Applicant hereby notifies the U.S. Patent and Trademark Office of the documents which are listed on the attached PTO/SB/08 A & B (modified) form and/or listed herein and which the Examiner may deem material to patentability of the claims of the above-identified application.

One copy of each of the listed documents, other than any U.S. patents and patent publications, is submitted herewith.

The present Information Disclosure Statement is being filed: (1) No later than three months from the application's filing date; (2) Before the mailing date of the first Office Action on the merits (whichever is later); or (3) Before the mailing date of the first Office Action after filing a request for continued examination (RCE) under §1.114, and therefore, no Statement under 37 C.F.R. § 1.97(e) or fee under 37 C.F.R. § 1.17(p) is required.

INFORMATION DISCLOSURE STATEMENT

U.S. Appln. No.: Not Yet Assigned

Page 2

In compliance with the concise explanation requirement under 37 C.F.R. § 1.98(a)(3) for foreign language documents, Applicant encloses herewith a copy of an International Search Report and copies of two German Office Actions from foreign patent offices in counterpart applications citing such documents, together with English-language translations (if not already included) of those portions of the German Office Actions indicating the degree of relevance found by the foreign patent office.

In addition, summaries of relevance for certain ones of the documents being submitted are found in the Background discussion of the above-identified application.

The submission of the listed documents is not intended as an admission that any such document constitutes prior art against the claims of the present application. Applicant does not waive any right to take any action that would be appropriate to antedate or otherwise remove any listed document as a competent reference against the claims of the present application.

The USPTO is directed and authorized to charge all required fees, except for the Issue Fee and the Publication Fee, to Deposit Account No. 19-4880. Please also credit any overpayments to said Deposit Account. A duplicate copy of this paper is attached.

Respectfully submitted,


George F. Lehnigk
Registration No. 36,359

SUGHRUE MION, PLLC
Telephone: (202) 293-7060
Facsimile: (202) 293-7860

WASHINGTON OFFICE

23373

CUSTOMER NUMBER

GFL/plr

Date: March 26, 2004

Substitute for Form 1449 A & B/PTO <u>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</u> <i>(use as many sheets as necessary)</i>				<i>Complete if Known</i>	
				Application Number	Not Yet Assigned
				Confirmation Number	Not Yet Assigned
				Filing Date	March 26, 2004
				First Named Inventor	Johann ARNOLD
				Art Unit	Not Yet Assigned
				Examiner Name	Not Yet Assigned
				Attorney Docket Number	Q79528
Sheet	1	of	1		

U.S. PATENT DOCUMENTS					
Examiner Initials*	Cite No. ¹	Document Number		Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document
		Number	Kind Code ² <i>(if known)</i>		
		US 6,247,058	B1	6/12/2001	MILLER ET AL.

FOREIGN PATENT DOCUMENTS							
Examiner Initials*	Cite No. ¹	Foreign Patent Document			Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Transla- tion ⁶
		Country Code ³	Number ⁴	Kind Code ⁵ <i>(if known)</i>			
		WO	00/13376	A1	3/9/2000	INTEGRAL ACCESS, INC.	
		EP	0 384 936	A1	9/5/1990	SIEMENS AKTIENGESSELLSCHAFT	
		EP	0 507 022	A1	10/7/1992	GEC PLESSEY TELECOMMUNICATIONS LIMITED	
		WO	01/47207	A2	6/28/2001	INTEL CORPORATION	
		DE	100 58 524	A1	6/13/2002	SIEMENS AG	
		DE	43 35 116	A1	4/21/1994	SEMCOTEC HANDELSGES. M.B.H.	
		DE	44 32 061	C1	12/7/1995	PHILIPS PATENTVERWALTUNG GMBH	

NON PATENT LITERATURE DOCUMENTS			
Examiner Initials*	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city, and/or country where published.	Transla- tion ⁶
		O.GERSTEL, " COMBINED WDM AND SONET NETWORK DESIGN", CONFERENCE OF THE IEEE COMPUTER AND COMMUNICATIONS SOCIETIES, MARCH 21, 1999, PAGES 734-743, NEW YORK NY	

Examiner Signature	Date Considered
--------------------	-----------------

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹Applicant's unique citation designation number (optional). ²See Kind Codes of USPTO Patent Documents at www.uspto.gov, MPEP 901.04 or follow the hyperlink from the title of the document to the intranet. ³Enter Office that issued the document, by the two-letter code (WIPO Standard ST. 3). ⁴For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶Applicant is to indicate here if English language Translation is attached.